

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR**

**THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928**

**WP(C).No. 29561 of 2006(T)**  
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**PETITIONER:**  
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**K.P. BIJU,  
KULANGARA HOUSE, CHITTILAPPALLY, THRISSUR.**

**BY ADV. SRI.G.PRABHAKARAN**

**RESPONDENTS:**  
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**THE SECRETARY,  
REGIONAL TRANSPORT AUTHORITY, THRISSUR.**

**BY GOVERNMENT PLEADER SMT. N.SUDHADEVI**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD  
ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**WP(C) NO: 29561/2006 T**

**APPENDIX**

**PETITIONER'S EXHIBITS**

**EXT.P1. COPY OF THE PROCEEDINGS DT. 14/06/2006.**

**RESPONDENT'S EXHIBITS/ANENXURE**

**AXE. 1: COPY OF THE PROCEEDINGS OF THE RTA DATED 14/6/2006.**

**AXE 2: COPY OF THE RELEVANT PAGE OF THE DESPATCHED REGISTER.**

*True copy*

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**K.BALAKRISHNAN NAIR,J.**

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WP(C)NO.29561 OF 2006-T  
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Judgment

The petitioner has been granted a regular permit on the route Thrissur-Guruvayur by the RTA, Thrissur by Ext.P1 decision dated 14.06.2006. Praying for a direction to the Secretary, RTA to issue the permit after settling the time schedule, this Writ Petition is filed.

2. A statement has been filed on behalf of the respondent to the effect that the decision of the RTA in Ext.P1 was communicated to the petitioner on 14.07.2006, but he failed to produce the current records of the vehicle in time. He filed an application for granting extension of time to produce the current records. Even after the lapse of four months, the petitioner failed to produce the current records and that is the reason, why the permit was not issued, it is submitted. The petitioner has filed a reply affidavit, stating that Ext.P1 proceedings, signed for communication on 11.07.2006 was handed over to him only on 08.08.2006. On the said date, he submitted an application, claiming maximum time for producing the current records and he produced the current records on 07.11.2006, which was in time. Therefore, he is entitled to get the permit, it is submitted. The respondent has filed an additional statement, stating that Ext.P1 proceedings were despatched to the petitioner on 14.07.2006 itself. This is evident from Annexure II despatch register. The petitioner applied for extension of time for production of the current records on 08.08.2006. The extension was granted and the time limit expired on 14.11.2006. The claim of the petitioner that he produced

the current records on 07.11.2006, is denied by the respondent.

3. In view of the facts disclosed, it is evident that the petitioner has failed to produce the current records of the vehicle in time. I find no reason to disbelieve the statement of the Secretary, RTA that the petitioner failed to produce the current records in time. Therefore, the direction sought in the Writ Petition to issue the permit granted as per Ext.P1 cannot be granted. Accordingly, the Writ Petition is dismissed.

08.03.2007

**K.BALAKRISHNAN NAIR,JUDGE**

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